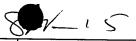


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			. 5-	
APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/581,180	07/14/2000	HIROTOSHI ISHIDA	192697US0PCT	1244
•	590 01/11/2002			
OBLON SPIVAK MCCLELLAND MAIER & NEUSTADT			EXAMINER	
1755 JEFFERSON DAVIS HIGHWAY FOURTH FLOOR			WONG, LESLIE A	
ARLINGTON, VA 22202			ART UNIT	PAPER NUMBER
	•		1761	15
			DATE MAILED: 01/11/2002	

Please find below and/or attached an Office communication concerning this application or proceeding.



## **Advisory Action**

Application No.

Applicant(s)

09/581,180

Ishida et al.

Examiner Leslie Wong

Art Unit 1761

	The MANUAC DATE CHI
	The MAILING DATE of this communication appears on the cover sheet with the correspondence address
rejec allov	REPLY FILED <u>Dec 17, 2001</u> FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. refore, further action by the applicant is required to avoid the abandonment of this application. A proper reply to a final ction under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for vance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination in compliance with 37 CFR 1.114.
	THE PERIOD FOR REPLY [check only a) or b)]
( a)	months from the mailing date of the final rejection.
	In view of the early submission of the proposed reply (within two months as set forth in MPEP § 706.07 (f)), the period for reply expires on the mailing date of this Advisory Action, OR continues to run from the mailing date of the final rejection, whichever is later. In no event, however, will the statutory period for the reply expire later than SIX MONTHS from the mailing date of the final rejection.
a <sub>l</sub>	xtensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate xtension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The propriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally et in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the nailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).
1. 🗆	37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2. 🖾	requisite fees.
3. 🗆	The production will not be cities a because.
(a)	they raise new issues that would require further consideration and/or search. (See NOTE below);
(b)	they raise the issue of new matter. (See NOTE below);
	they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
(a)	$\sqcup$ they present additional claims without cancelling a corresponding number of finally rejected claims.
	NOTE:
_	
4. X	Applicant's reply has overcome the following rejection(s):  the rejection under 35 USC 112, first paragraph.
5. 🗆	Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment cancelling the non-allowable claim(s).
6. 🛛	The a) affidavit, b) exhibit, or c) request for reconsideration has been considered but does NOT place the application in condition for allowance because:  the claimed invention does not define over the prior art of record. Applicant refers to the Tables but there is no
7. 🗆	specific analysis of this data to support Applicant's conclusions. For example, in Table 2 at 5% it is not clear if
	The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
8. X	For purposes of Appeal, the status of the claim(s) is as follows (see attached written explanation, if any):
	Claim(s) allowed: None
	Claim(s) objected to: None
	Claim(s) rejected: 1-3, 5, 7, and 9-19
9. 🗆	The proposed drawing correction filed on a) \( \sigma \text{has b} \sigma \text{has not been approved by the Examiner.} \)
10.🗆 1	Note the attached Information Disclares Quite and American Disclares Quite
	Other:the results are unexpected.
	LESLIE WONG PRIMARY EXAMINER